IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CONTEMPT PETITION NO. 9 OF 2006
IN
WRIT PETITION NO. 3716 of 1991

NARENDRAPRASAD MAGDHUM
JAISWAL & ANR. ... PETITIONERS.
VS.
THE STATE OF MAHARASHTRA
AND ORS. ... RESPONDENTS.

MR. D.D.SINGH FOR THE PETITIONERS.
MS. DANDEKAR AGP FOR RESPONDENT NOS. 1 TO 3.
RAYAN D'SOUZA I/B. A.S.RAI FOR RESPONDENT NO.5.
MS. A.R.JOSHI FOR RESPONDENT NO. 6.

CORAM: S.K.SHAH,J.
DATE : September 15, 2006.

P.C.

1. Heard the learned Counsel on both sides. This contempt petition is moved in respect of violation of the Order passed by this Court on 2nd July, 2003, in writ petition.

2. The statement that was made before the Court on behalf of the Respondent NO. 5 builder that the Respondent NO.5 was ready to give to the petitioner, a shop premises in the building known as Almar Apartment situate at CTS 148A, Village Valnal near Malad (W), as per the directions of the Bombay Municipal Corporation.

3. That statement was accepted and the direction was given to the Respondent NO. 5 to give to the petitioner, shop premises in the said building as per the directions of the Bombay Municipal Corporation.

4. The larned Counsel representing the Respondent NO. 5 builder states that the possession of the said shop premises has already been given to the B.M.C. The learned Counsel representing BMC also accepts that the possession of the said shop premises is with BMC. She further states that the BMC is ready to give possession of the said shop premises to the petitioner.

5. The Petitioner shall go to cosncerned Authority of the BMC and take the possession of the said shop premises from the BMC and the BMC shall hand over the possession of the shop premises to the petitioner, within four weeks thereafter.

6. In view of this, nothing survives in this contempt petition. The contempt petition stands disposed of accordingly.

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(S.K.SHAH,J.)